

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEW MEXICO**

**CAROLINE H. SHRYOCK and GAYLE L. LEWIS  
as trustees of THE CAROLINE H. SHRYOCK  
LIVING TRUST,**

**Plaintiffs,**

**v.**

**Case No. 16-00819 SCY/KK**

**PHL VARIABLE INSURANCE COMPANY,  
DIAMOND & ASSOCIATES RETIREMENT  
PLANNING SERVICES, INC. and MARK  
STEPHEN DIAMOND,**

**Defendants.**

**STIPULATION OF DISMISSAL OF  
DEFENDANT PHL VARIABLE INSURANCE COMPANY**

Pursuant to Rule 41(a)(1)(A)(ii), plaintiffs Caroline H. Shryock and Gayle L. Lewis as trustees of The Caroline H. Shryock Living Trust, through counsel Marrs Griebel Law., Ltd., voluntarily stipulate to the dismissal with prejudice of their action against PHL Variable Insurance Company (“*PHL*”), following the settlement of this matter as between plaintiffs and PHL, with plaintiffs and PHL to bear their own costs and attorneys’ fees. This stipulation is signed by counsel for all parties who have appeared in this lawsuit.

Respectfully submitted,

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**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on the 11<sup>th</sup> day of January, 2017, the foregoing was served by email to the persons below:

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